Entired

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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AM	MERICA,	)	$y_{i,0,\gamma}$	. j. 1914 1916
	Plaintiff,	)		
v.		)		/
		,	No. 86-CR-19-B	
STEPHEN J. SONGER,		,		
·		,		
	Defendant.	)		
	berendant.	)		

# ORDER OF FORFEITURE

This case was again set for sentencing on the 27th day of February, 1987, before the undersigned judge. Proper written notice of the sentencing proceeding was given the defendant through his counsel of record. Both the government and the defendant appeared and were present through their counsel of record and the defendant failed to personally appear.

The jury in this case by its verdict of October 3, 1986, found the defendant guilty of violating 21 U.S.C. §848 by engaging in the operation of a continuing criminal enterprise which was an international marijuana and cocaine smuggling operation. Also in its verdict, and pursuant to 21 U.S.C. §853, the jury found that the defendant's ownership interest in the following real and personal property, which were fruits of the continuing criminal enterprise, should be forfeited:

## REAL PROPERTY:

32 East Ridge Drive, Santa Cruz, California (Legal description attached as Exhibit A)

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### PERSONAL PROPERTY:

National Conveyor Corporation 7405 Greenbush Avenue North Hollywood, California

Apple Computer Corporation

Affiliated Management, 4150 Riverside Drive, Burbank, California, including accounts titled Stephen J. Songer, 32 Eastridge Drive, Santa Cruz, California, and Songer Investment Account, 4150 Riverside Drive, Burbank, California

KSA Investment Company, 4150 Riverside Drive, Burbank, California

Date Palm Center, joint venture, 4150 Riverside Drive, Burbank California

Commvest Securities Incorporated, 7124 N. University Drive, Tamarac, Florida (Account No. 550-00836)

E. F. Hutton Cash Fund, Investment Account; and Asset Management Account (Account No. 6800198729)

Barclay's Leasing

Azusa Properties, 4150 Riverside Drive, Burbank, California

Travel Consultants, 1253 East Village Road, Montecito, California

Ferrari automobile

1985 Mercedes, Model 280CE, automobile VIN WDV1230531A222905

The defendant through his counsel of record urges that the Court cannot enter a judgment of forfeiture, pursuant to the jury's verdict, until the time of sentencing at which the defendant must be personally present.

The government urges that since the defendant was properly served with notice of the proceedings and trial, but has willfully and intentionally absented himself, the property forfeiture need not await his personal presence at sentencing.

The Court by its order of September 24, 1986 found that defendant had willfully and intentionally absented himself to avoid trial; and having concluded that the defendant was given proper notice, ordered that the trial proceed in defendant's absence. The jury's verdict was as aforesaid. Therefore, the issue presented is whether the Court can enter a judgment of forfeiture of said property under the facts and circumstances herein. Each party in their post-verdict filings state that there is a dearth of authority on the specific question. Involved is determining the intent of Congress under the relevant statutory authority and the basic rights of the defendant.

The defendant asserts that the court-ordered forfeiture pursuant to 18 U.S.C. §3554 is an integral part of the sentencing proceedings. As is pointed out in <u>Songer v. Brett</u>, \_\_\_\_\_\_\_, F.2d \_\_\_\_\_\_\_, (10th Cir. 1986), the sentence cannot proceed in defendant's absence so the defendant reasons that neither can the property forfeiture order proceed in defendant's absence.

The Court concludes that neither the intent of Congress nor the fundamental rights of the defendant, under the facts and circumstances herein, support the defendant's contention. If the defendant's contention were sustained, any defendant could prevent a property forfeiture order following a finding of guilt of operating a continuing criminal enterprise by intentionally failing to appear and thereby avoid formal sentencing. The previously determined fruits of the continuing criminal enterprise would thereby be placed beyond the jurisdiction of the

mandatory forfeiture order as provided in 21 U.S.C. §853 and 18 U.S.C. §3554.

Relevant statutes and congressional history state:

Fed.R.Crim.P. 32(b)(2). "Criminal Forfeiture. When a verdict contains a finding of property subject to criminal forfeiture, the judgment of criminal forfeiture shall authorize the Attorney General to seize the interest or property subject to forfeiture, fixing such terms and conditions as the Court shall deem proper."

# 21 U.S.C. §853(c) provides:

"All right, title, and interest in property described in subsection (a) of this section vests in the United States upon the commission of the act giving rise to forfeiture under this section. Any such property that is subsequently transferred to a person other than the defendant may be the subject of a special verdict of forfeiture and thereafter shall be ordered forfeited to the United States, unless the transferee establishes in a hearing pursuant to subsection (n) of this section that he is a bona fide purchaser for value of such property, who at the time of purchase was reasonably without cause to believe that the property was subject to forfeiture under this section."

The order of criminal forfeiture statute, 18 U.S.C. §3554 states in pertinent part:

"[t]he court, in imposing sentence on a defendant who has been found guilty of an offense described in ... Title II ... of the Comprehensive Drug Abuse Prevention and Control Act of 1970 [such as 18 U.S.C. §848] shall order, in addition to the sentence that is imposed pursuant to the provisions of section 3551 [authorized sentences], that the defendant forfeit property to the United States in accordance with the provisions of ... section 413 [classified to 21 U.S.C. §853] of the Comprehensive Drug Abuse and Control Act of 1970."

Relevent portions of the legislative history concerning the Comprehensive Crime Control Act of 1984 (Public Law 98-473) taken from the U.S. Code Cong. & Ad. News state:

". . . This bill is intended to eliminate the statutory limitations and ambiguities that have frustrated active pursuit of forfeiture by Federal law enforcement agencies." (Page 3375)

"The other type of forfeiture, criminal forfeiture, is relatively new to Federal law, although it has its origins in ancient English common law. It is an in personam proceeding against a defendant in a criminal case and is imposed as a sanction against the defendant upon his conviction..." (Page 3376)

"Criminal forfeiture must be alleged in the information or indictment. If the defendant is found guilty of the underlying offense, then a special verdict must be returned with respect to the forfeiture allegations and a judgment of forfeiture is entered against the defendant. Only then is the government authorized to seize the property." (Page 3376-3377)

"Subsection (c) of 18 U.S.C. §1963, as amended by the bill, is a codification of the 'taint' theory which has long been recognized in forfeiture cases. Under this theory, forfeiture relates back to the time of the acts which give rise to the forfeiture. The interest of the United States in the property is to vest at that time, and is not necessarily extinguished simply because the defendant subsequently transfers his interest to another. Absent application of this principle a defendant could attempt to avoid criminal forfeiture by transferring his property to another person prior to conviction." (Page 3383)

and

"As is provided in current 18 U.S.C. 1963(c), upon conviction of the defendant the court is to enter a judgment of forfeiture and authorize the Attorney General to seize the property upon such terms and conditions as the court shall deem proper. After entry of the order of forfeiture, it may be necessary to obtain an accurate

accounting of the property, and the property may continue to be vulnerable to depletion or transfer if it is not immediately seized. Thus, subsection (f) provides that the court may appoint receivers or trustees and may enter appropriate restraining orders. Subsection (f) also permits the use of income accruing to or derived from an enterprise to offset ordinary and necessary expenses of the enterprise that are legally required or which are necessary to protect the interests of the United States or third parties. Thus, the value of an enterprise may be preserved until it is disposed of." (Page 3388)

S. Rep. No. 225, 98th Cong., 2d Sess. 82, reprinted in 1984 U.S. Code Cong. & Ad. News 3265 states:

"[i]n any discussion of forfeiture statutes, it is important to distinguish between criminal forfeiture and civil forfeiture. Criminal forfeiture is part of the sentence imposed upon conviction for a particular crime. In this sense, the proceeding is in personam against the defendant. There is no additional proceeding required before the property is forfeited to the United States. The forfeiture is automatic upon imposition of sentence. On the other hand, under those Federal statutes which provide for civil forfeiture, the forfeiture is not part of the sentence."

From the above relevant statutes and history, congressional intent is clear that it wanted to prevent the convicted defendant from interferring with or frustrating the government's seizure of tainted property. If the defendant's position herein is upheld, by his intentionally fleeing he will have succeeded in avoiding forfeiture of the subject property, and such was not the intent of Congress.

The Court has considered the appointment of a receiver herein, but because of the indeterminate nature of defendant's fugitive status, has rejected such course of action.

The rationale stated in case authority in support of defendant's personal presence at sentencing is not relevant to the forfeiture of the subject property.

A number of courts have found that a defendant's presence at sentencing would be required constitutionally even without the clear mandate of Fed.R.Civ.P. 43. See James v. United States, 348 F.2d 430 (10th Cir. 1965); United States v. Persico, 87 F.R.D. 156 (E.D.N.Y. 1980).

In <u>United States v. Turner</u>, 532 F.Supp. 913 (N.D.Cal. 1982), the court summarized the policy considerations of requiring the defendant's presence at sentencing in the following quote:

" 'Presence is of instrumental value to the defendant for the exercise of other rights, such as to present mitigating evidence and challenge aggravating evidence, and it may also be advantageous to him that the decision maker be required to face him. The state may have an interest in the presence of the defendant in order that the example of personal admonition might deter others from similar crimes. Moreover, it may sometimes be important that the convicted man be called to account publicly for what he has done, not to be made an instrument of the general deterrent, but to acknowledge symbolically his personal responsibility for his acts and to receive personally the official expression of society's condemnation of his conduct. The ceremonial rendering of judgment may also contribute to the individual deterrent force of the sentence if the latter is accompanied by appropriate judicial comment on the defendant's crime.

"'However, there is an additional and perhaps more fundamental justification for the right to be personally present. Respect for the dignity of the individual is at the base of the right of a man to be present when society authoritatively proceeds to decide and announce whether it will deprive him of life or how and to what extent it will deprive him of liberty. It shows a lack of fundamental respect for the dignity of a man to

sentence him in absentia. The presence of the defendant indicates that society has sufficient confidence in the justness of its judgment to announce it in public to the convicted man himself. Presence thus enhances the legitimacy and acceptability of both sentence and conviction.'

"Note, Procedural Due Process at Judicial Sentencing for Felony, 81 Harv.L.Rev. 821, 831 (1968). See also, United States v. Curtis, 523 F.2d 1134, 1135 (D.C.Cir. 1975). . . "

The property forfeiture in the instant case does not involve these same considerations requiring the personal presence of the defendant. The defendant cannot offer mitigating or extenuating circumstances relating to the property forfeiture given the jury's verdict and the mandatory forfeiture duty of the court. The property forfeiture will not involve the same public accounting, societal condemnation and deterrent force to the defendant which would be present in depriving the defendant personally of his liberty. Here the tainted property will suffer no loss of dignity when ordered surrendered and is merely the nondiscretionary court enforcement of the jury's decision.

In <u>Golden v. Newsome</u>, 755 F.2d 1478 (11th Cir. 1985), the court faced a situation somewhat analogous to the instant case. The defendant in <u>Golden</u> claimed that his absence from trial did not waive his Sixth Amendment right to counsel during a subsequent sentencing. The court found the right to counsel had been violated where the sentence imposed was discretionary. The court in a footnote made a statement which is pertinent here as well:

"Obviously, where the precise sentence for a particular offense is mandatorily fixed by law such that its imposition is merely a ministerial ceremony, with no discretion to be exercised by the sentencing judge, the absence of counsel at such a proceeding could not possibly be prejudicial. In that rare and narrow circumstance, the legal presumption of prejudice due to the absence of counsel would not apply." (Emphasis in original) 755 F.2d at 1483, n. 9

In felony sentencing a court has a wide discretion, i.e., imposition of a fine and/or a confinement sentence, or probation. Even in the case of a continuing criminal enterprise conviction a court has wide discretion in imposing confinement of from ten years to life imprisonment and/or a fine. The court has no discretion with reference to the jury verdict determined tainted property because it is mandatory that it be forfeited. In reference to the forfeiting of the tainted property, the <a href="mailto:sine-qua">sine-qua</a> non is the verdict of guilty of the defendant which includes the property forfeiture finding, not the subsequent personal presence of the defendant.

The facts and circumstances herein warrant proceeding with the forfeiture in Songer's intentional absence. As previously noted, Songer had due and proper notice of the indictment and personally appeared at court proceedings on many occasions previous to commencement of trial. The evidence is clear that Songer's absence is voluntary and intentional. The notice and due process included the specific property now subject to this forfeiture order.

How long Songer will remain a fugitive is unknown. He may surrender, be captured, or never return. Because of the

government's paramount right to the property, it is now more subject to waste, neglect and/or wrongful transfer or disposition. Also, third party claims pursuant to 21 U.S.C. §853(n) should be resolved.

It will be the function of the government, pursuant to this order, to seize the subject property and cause it to be properly cared for, including sale, if necessary and reasonable. If there is an appeal of the conviction of the defendant, and in the event of a reversal, the government would be required to return the subject property or reasonable compensation therefor to the defendant, his heirs, successors or assigns.

Therefore, the Court concludes that personal jurisdiction has previously been acquired over the defendant, Songer, and the Court hereby enters an <u>in personam</u> order forfeiting Songer's interest in and to all of said subject property.

A separate judgment of forfeiture is filed contemporaneous herewith.

Further, the government shall implement the Attorney General's procedure for notice to any third parties claiming an interest in the property forfeited pursuant to 21 U.S.C. §853(n). A hearing shall be conducted to assess any third party claims on a date to be set by further order of the court.

IT IS SO ORDERED, this 27 day of February, 1987.

THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

Name (Typed or Proted) of Notary

EXHIBIT "A"

SITUATE in the County of Santa Cruz, State of California.

#### PARCEL ONE:

BEING a portion of the Rancho Carbonero, County of Santa Cruz, State of California and bounded by a line more particularly described as follows:

BEGINNING in the centerline of the first described right of way in Torrens Document No. 860, filed January 14, 1948 with the Registrar of Land Titles of Santa Cruz County, at a station from which the Northeasterly end of the course reading "thence North 67° 08' East 360.17 feet to a station" bears North 67° 08' East 97.63 feet distant and from which point of beginning a steel rail bears North 29° 07' West 30.12 feet distant; thence from said point of beginning North 29° 07' West 250.4 feet to a steel rail; thence North 6° 56' West 88.25 feet to a steel rail; thence South 6° 56' West 88.25 feet to a steel rail; thence South 84° 46' West 197.0 feet, more or less, to a station on the Westerly boundary of the lnads described as Parcel One in Torrens Certificate of Title No. 504; thence South 6° 08' West along said Westerly boundary 385.8 feet to the most Northerly corner of the lands described in Torrens Certificate of Title No. 481; thence South 60° 16' East 180.7 feet to a 1/2 inch iron pipe marking an angle in the Northwesterly line of the first above mentioned right of way; thence South 48° 42 1/2' East 22.22 feet to the corresponding angle point in the centerline of said right of way; thence along said centerline North 67° 08' East 262.54 feet to the point of beginning.

#### PARCEL TWO:

A right of way, appurtenant to Parcel One herein, over the following described parcels of land:

(a) A right of way over a strip of land and turning area, the strip of land to be 40 feet in width, 20 feet on each side of the following described centerline:

BEGINNING at a point on the Southwesterly boundary of the lands described in Torrens Certificate No. 504 from which an iron pipe at the Southeasterly end of course reading "thence South 31° 36' East 333.95 feet to an iron pipe" bears South 31° 36' East 67.41 feet distant; thence from said point of beginning North 15° 27' East 127.35 feet to a station; thence North 67° 08' East 360.17 feet to a station; thence North 16°

24° East 64.94 feet to a station; thence North 17° 06' West 89.82 feet to a station; thence North 11° 54' West 198.67 feet to a station: thence North 0° 26' East 120.32 feet to a station; thence North 48° 46' West 122.80 feet to a station; thence South 41° West 10.0 feet to a station at the center of a turning area, the radius of which is 30.0 feet.

(b) A right of way over a parcel of land described as follows:

BEGINNING at an iron pipe on the Easterly boundary of the right of way above described under "(a)", from which an iron pipe at the Southeasterly end of the course reading "thence South 31° 36' East 333.95 feet to an iron pipe" on the Southwesterly boundary of the parcel of land hereinabove described, bears North 81° 49' West 20.16 feet and South 31° 36' East 67.4% feet distant; thence from said point of beginning along the Easterly boundary of said above mentioned right of way North 15° 27' East 115.11 feet to a pipe at an angle North 67° 08' East 350.88 feet to a station from which an iron pipe at an angle in said boundary bears North 67° 08' East 9.08 feet distant; thence leaving said boundary South 64° 52' West: 297.69 feet to a station; thence South 34° 13' West 150.32 feet to a station on the Easterly boundary of said above mentioned right of way; thence along said last mentioned boundary North 0° 55' East 3.43 feet to the place of beginning.

(c) A right of way over the following parcel of land:

BEING a part of the Rancho Carbonero and being part of the right of way 40 feet wide, described as Exception No. 1 in Torrens Certificate of Title No. 481 and more particularly bounded and described as follows:

BEGINNING at a point on the Northerly boundary of lands conveyed to Albert L. Tanner, et ux., by Torrens Certificate of Title No. 481, registered September 26, 1947 with the Registrar of Titles, Santa Cruz County Records from which the Southeasterly end of a course in said above mentioned Certificate which reads "thence North 31° 36' West 333.95 feet to a station in a gluch" bears South 31° 36' East 67.41 feet distant; thence from said point of beginning along the Northerly boundary of said lands conveyed to Tanner South 31° 36' East 37.21 feet to a station on the Easterly boundary of lands described in Exception No. 1 in Torrens Certificate of Title No. 481; thence along said last mentioned boundary South 0° 55' West 97.72 feet to a station; thence North 65° 50'

West 43.54 feet to a station on the Westerly boundary of lands described as Exception No. 1 in Torrens Certificate of Title No. 481; thence along said last mentioned boundary Forth 0° 55' East 114.46 feet to a 1/2 inch iron pipe; thence North 15° 27' East 21.16 feet to a station on the Northerly boundary of said above mentioned lands conveyed to Tanner; thence along said last mentioned boundary South 31° 36' East 27.32 feet to the place of beginning.

- (d) An easement and right of way for road purposes over Lot A, as shown upon that certain map entitled "Amended Map Pasatiempo Estates Number One", filed for record February 19, 1931 in Map Book 25, Page 15, Santa Cruz County Records.
- (e) An easement and right of way for road purposes over Lot I, as shown upon that certain map entitled "Tract No. 8, Subdivision No. 2 of Pasatiempo Estates", filed for record September 12, 1936 in Map Book 26, Page 8, Santa Cruz County Records.
- (f) A right of way over lands described in Torrens Certificate of Title No. 125 in the office of the Registrar of Land Titles of Santa Cruz County, as follows:

BEING a part of the Carbonero Rancho and more particularly bounded and described as follows:

BEGINNING at the Easterly end of a curve on the Northerly boundary of Lot 1 in Block 20, as said Lot and Block are shown and designated on the map entitled "Amended Map Pasa-tiempo Estates No. One", filed for record February 19, 1931 in Map Book 25, Page 15, Santa Cruz County Records, said point being at the Easterly end of curve marked "R = 70.0 length 109.84 feet"; thence running Southeasterly along the Northerly boundary of said Lot 1 and the continuation thereof on erly boundary of said Lot 1 and the continuation thereof on a curve with a radius of 1630 feet through an angle of 24° 11.31' for a distance of 688.04 feet to a point of tangency; thence South 54° 55' East 217.11 feet to the beginning of a curve to the right; thence curving to the right with a radius of 670 feet through an ancle of 28° 27.26' for a distance of 332.74 feet to a station at the Northerly end of a portion of Lot A as shown on Sheet 3 of four sheets on "Amended Map Pasatiempo Estates No. One", filed February 19, 1931 in Map Book 25, Page 15, Santa Cruz County Records; thence along the Northerly end of a portion of said Lot A North 63° 32' East 60.00 feet to an iron pipe; thence Northwesterly curving to the left with a radius of 730 feet from a tangent bearing

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North 26° 27.74' West through an angle of 28° 27.26' for a distance of 362.53 feet to a point of tangency; thence to and along the Southwesterly boundary of the lands described in Parcel 3 of Certificate of Title No. 41, recorded in the office of the Registrar of Titles of Santa Cruz County, North 54° 55' West 217.11 feet to the beginning of a curve; thence curving to the right with a radius of 1570 feet through an angle of 24° 11.31' for a distance of 662.81 feet to a station; thence leaving said boundary South 59° 16' West 60.00 feet to the place of beginning.

(g) A right of way over the following described parcel of land:

BEGINNING at a point on the Northeasterly boundary of lands described in Torrens Certificate of Title No. 125, from which the most Easterly corner of said lands bears along a curve to the right with a radius of 730 feet through an angle of 15° 13.26' a distance of 193.93 feet; thence from said point of beginning from a tangent bearing North 41° 41' West curving to the right with a radius of 50 feet through an angle of 66° 31' for a distance of 58.05 feet; thence North 24° 50' East 47.83 feet to a station; thence curving to the left with a radius of 450 feet through an angle of 26° 53' for a distance of 211.14 feet to a station; thence North 2° 03' West 370.79 feet to a station; thence South 87° 57' West 50.0 feet to a station; thence South 2° 03' East 370.79 feet to a station; thence curving to the right with a radius of 400 feet through an angle of 26° 53' for a distance of 187.68 feet to a point of compound curve; thence curving to the right from a tangent bearing South 24° 50' West with a radius of 50 feet through an angle of 101° 54' for a distance of 88.92 feet to a station on the Northeasterly boundary of said above mentioned lands described in Torrens Certificate of Title No. 125; thence along said last mentioned boundary from a tangent bearing South 53° 16' East curving to the right with a radius of 730 feet through an angle of 11° 35' for a distance of 147.58 feet to the place of beginning.

(h) A right of way 40 feet in width, 20 feet on each side of the following described centerline:

BEGINNING at a point on the Northerly boundary of the above described right of way from which the Westerly end of course reading "South 87° 57' West 50.0 feet to a station" bears South 87° 57' West 25.0 feet distant; thence from said point of beginning North 2° 03' West 28.81 feet to a station; thence North 26° 54' East 141.43 feet to a station; thence North 55° 44' East 48.88 feet to a station; thence North 70°

14' East 73.93 feet to a station; thence North 63° 0' East 59.41 feet to a station; thence North 23° 56' East 85.54 feet to a station; thence North 6° 50' West 150.89 feet to a station; thence North 30° 45' West 296.50 feet to a station; thence North 30° 45' West 296.50 feet to a station; thence North 24° 24' West 97.73 feet to a station; thence North 0° 55' East 95.31 feet to a station on the Southerly boundary of the right of way referred to as "(c)" above.

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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

(Actors	100	<b>F</b>	ATTENDA	
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UNITED STATES OF AMERICA,	FEB 27 1097
Plaintiff,	JASS TO SEERK
V.	) NO. 86-CR-19-BT
STEPHEN JAY SONGER,	) )
Defendant.	)

### JUDGMENT OF FORFEITURE

WHEREAS, in the Indictment in the above-entitled case, Plaintiff sought forfeiture to the United States of America of specific property of the Defendant Stephen Jay Songer, pursuant to Title 21, U.S.C. §853;

AND WHEREAS, on October 3, 1986, the jury returned a special verdict of forfeiture as to all such property more specifically described in Count One of said Indictment;

AND WHEREAS, by virtue of said special verdict, the United States is now entitled to reduce the said property to its possession and notify any and all potential purchasers and transferees thereof of its interest therein;

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the title and interest to all of the hereinafter described property, whether real, personal
and/or mixed, of the Defendant Stephen Jay Songer
be, and it is hereby vested in the United States
of America, and shall be safely held by the United
States, and not be alienated, sold, or converted
(except by Court crder) pending possible appeal
herein and further Order of this Court.

- 2. That a copy of this Judgment of Forfeiture may be recorded in every County in which any of the hereinafter described real property is located and, when recorded, shall be notice to any potential transferee or transferees of the interest of the United States of America therein.
- 3. That the property which is the subject of this Judgment of Forfeiture is as follows:

### REAL PROPERTY:

32 East Ridge Drive, Santa Cruz, California (Legal description attached as Exhibit A)

### PERSONAL PROPERTY:

National Conveyor Corporation 7405 Greenbush Avenue North Hollywood, California

Apple Computer Corporation

Affiliated Management, 4150 Riverside Drive, Burbank, California, including accounts titled Stephen J. Songer, 32 East Ridge Drive, Santa Cruz, California, and Songer Investment Account, 4150 Riverside Drive, Burbank, California

KSA Investment Company, 4150 Riverside Drive Burbank, California

Date Palm Center, joint venture, 4150 Riverside Drive, Burbank, California

Commvest Securities Incorporated, 7124 N. University Drive, Tamarac, Florida (Account No. 550-00836)

E. F. Hutton Cash Fund, Investment Account; and Asset Management Account (Account No. 6800198729)

Barclay's Leasing

Azusa Properties, 4150 Riverside Drive, Burbank, California

Travel Consultants, 1253 East Village Road, Montecito, California

Ferrari automobile

1985 Mercedes, Model 280CE, automobile VIN WDV1230531A222905

DATED this 27 day of February, 1986.

THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

Name (Typed or Printed) of Notary

#### EXHIBIT "A"

SITUATE in the County of Santa Cruz, State of California.

#### PARCEL ONE:

BEING a portion of the Rancho Carbonero, County of Santa Cruz, State of California and bounded by a line more particularly described as follows:

BEGINNING in the centerline of the first described right of way in Torrens Document No. 860, filed January 14, 1948 with the Registrar of Land Titles of Santa Cruz County, at a station from which the Northeasterly end of the course reading "thence North 67° 08' East 360.17 feet to a station" bears North 67° 08' East 97.63 feet distant and from which point of beginning a steel rail bears North 29° 07' West 30.12 feet distant; thence from said point of beginning North 29° 07' West 250.4 feet to a steel rail; thence North 6° 56' West 88.25 feet to a 2 by 2 stake; thence North 6° 56' West 88.25 feet to a steel rail; thence South 84° 46' West 197.0 feet, more or less, to a station on the Westerly boundary of the lnads described as Parcel One in Torrens Certificate of Title No. 504; thence South 6° 08' West along said Westerly boundary 385.8 feet to the most Northerly corner of the lands described in Torrens Certificate of Title No. 481; thence South 60° 16' East 180.7 feet to a 1/2 inch iron pipe marking an angle in the Northwesterly line of the first above mentioned right of way; thence South 48° 42 1/2' East 22.22 feet to the corresponding angle point in the centerline of said right of way; thence along said centerline North 67° 08' East 262.54 feet to the point of beginning.

#### PARCEL TWO:

A right of way, appurtenant to Parcel One herein, over the following described parcels of land:

(a) A right of way over a strip of land and turning area, the strip of land to be 40 feet in width, 20 feet on each side of the following described centerline:

BEGINNING at a point on the Southwesterly boundary of the lands described in Torrens Certificate No. 504 from which an iron pipe at the Southeasterly end of course reading "thence South 31° 36' East 333.95 feet to an iron pipe" bears South 31° 36' East 67.41 feet distant; thence from said point of beginning North 15° 27' East 127.35 feet to a station; thence North 67° 08' East 360.17 feet to a station; thence North 16"

24' East 64.94 feet to a station; thence North 17° 06' West 89.82 feet to a station; thence North 11° 54' West 198.67 feet to a station; thence North 0° 26' East 120.32 feet to a station; thence North 48° 46' West 122.80 feet to a station; thence South 41° 14' West 10.0 feet to a station at the center of a turning area, the radius of which is 30.0 feet.

(b) A right of way over a parcel of land described as follows:

BEGINNING at an iron pipe on the Easterly boundary of the right of way above described under "(a)", from which an iron pipe at the Southeasterly end of the course reading "thence South 31° 36' East 333.95 feet to an iron pipe" on the Southwesterly boundary of the parcel of land hereinabove described, bears North 81° 49' West 20.16 feet and South 31° 36' East 67.41 feet distant; thence from said point of beginning along the Easterly boundary of said above mentioned right of way North 15° 27' East 115.11 feet to a pipe at an angle North 67° 08' East 350.88 feet to a station from which an iron pipe at an angle in said boundary bears North 67° 08' East 9.08 feet distant; thence leaving said boundary South 64° 52' West 297.69 feet to a station; thence South 34° 13' West 150.32 feet to a station on the Easterly boundary of said above mentioned right of way; thence along said last mentioned boundary North 0° 55' East 3.43 Feet to the place of beginning.

(c) A right of way over the following parcel of land:

BEING a part of the Rancho Carbonero and being part of the right of way 40 feet wide, described as Exception No. 1 in Torrens Certificate of Title No. 481 and more particularly bounded and described as follows:

BEGINNING at a point on the Northerly boundary of lands conveyed to Albert L. Tanner, et ux., by Torrens Certificate of Title No. 481, registered September 26, 1947 with the Registrar of Titles, Santa Cruz County Records from which the Southeasterly end of a course in said above mentioned Certificate which reads "thence North 31° 36' West 333.95 feet to a station in a gluch" bears South 31° 36' East 67.41 feet distant; thence from said point of beginning along the Northerly boundary of said lands conveyed to Tanner South 31° 36' East 37.21 feet to a station on the Easterly boundary of lands described in Exception No. 1 in Torrens Certificate of Title No. 481; thence along said last mentioned boundary South 0° 55' West 97.72 feet to a station; thence North 65° 50'

West 43.54 feet to a station on the Westerly boundary of lands described as Exception No. 1 in Torrens Certificate of Title No. 481; thence along said last mentioned boundary North 0° 55° East 114.46 feet to a 1/2 inch iron pipe; thence North 15° 27° East 21.16 feet to a station on the Northerly boundary of said above mentioned lands conveyed to Tanner; thence along said last mentioned boundary South 31° 36° East 27.32 feet to

- (d) An easement and right of way for road purposes over Lot A, as shown upon that certain map entitled "Amended Map Pasatiempo Estates Number One", filed for record February 19, 1931 in Map Book 25, Page 15, Santa Cruz County Records.
- (e) An easement and right of way for road purposes over Lot I, as shown upon that certain map entitled "Tract No. 8, Subdivision No. 2 of Pasatiempo Estates", filed for record September 12, 1936 in Map Book 26, Page 8, Santa Cruz County Records.
- (f) A right of way over lands described in Torrens Certificate of Title No. 125 in the office of the Registrar of Land Titles of Santa Cruz County, as follows:

BEING a part of the Carbonero Rancho and more particularly bounded and described as follows:

BEGINNING at the Easterly end of a curve on the Northerly boundary of Lot 1 in Block 20, as said Lot and Block are shown and designated on the map entitled "Amended Map Pasatiempo Estates No. One", filed for record February 19, 1931 in Map Book 25, Page 15, Santa Cruz County Records, said point being at the Easterly end of curve marked "R = 70.0 length 109.84 feet"; thence running Southeasterly along the Northerly boundary of said Lot 1 and the continuation thereof on a curve with a radius of 1630 feet through an angle of 24° 11.31' for a distance of 688.04 feet to a point of tangency; thence South 54° 55' East 217.11 feet to the beginning of a curve to the right; thence curving to the right with a radius of 670 feet through an angle of 28° 27.26' for a distance of 332.74 feet to a station at the Northerly end of a portion of Lot A as shown on Sheet 3 of four sheets on "Amended Map Pasatiempo Estates No. One", filed February 19, 1931 in Map Book 25, Page 15, Santa Cruz County Records; thence along the Northerly end of a portion of said Lot A North 63° 32' East 60.00 feet to an iron pipe; thence Northwesterly curving to the left with a radius of 730 feet from a tangent bearing

- 4 -

North 26° 27.74' West through an angle of 28° 27.26' for a distance of 362.53 feet to a point of tangency; thence to and along the Southwesterly boundary of the lands described in Parcel 3 of Certificate of Title No. 41, recorded in the office of the Registrar of Titles of Santa Cruz County, North 54° 55' West 217.11 feet to the beginning of a curve; thence curving to the right with a radius of 1570 feet through an angle of 24° 11.31' for a distance of 662.81 feet to a station; thence leaving said boundary South 59° 16' West 60.00 feet to the place of beginning.

(g) A right of way over the following described parcel of land:

BEGINNING at a point on the Northeasterly boundary of lands described in Torrens Certificate of Title No. 125, from which the most Easterly corner of said lands bears along a curve to the right with a radius of 730 feet through an angle of 15° 13.26' a distance of 193.93 feet; thence from said point of beginning from a tangent bearing North 41° 41' West curving to the right with a radius of 50 feet through an angle of 66° 31' for a distance of 58.05 feet; thence North 24° 50' East 47.83 feet to a station; thence curving to the left with a radius of 450 feet through an angle of 26° 53' for a distance of 211.14 feet to a station; thence North 2° 03' West 370.79 feet to a station; thence South 87° 57' West 50.0 feet to a station; thence South 2° 03' East 370.79 feet to a station; thence curving to the right with a radius of 400 feet through an angle of 26° 53' for a distance of 187.68 feet to a point of compound curve; thence curving to the right from a tangent bearing South 24° 50' West with a radius of 50 feet through an angle of 101° 54' for a distance of 88.92 feet to a station on the Northeasterly boundary of said above mentioned lands described in Torrens Certificate of Title No. 125; thence along said last mentioned boundary from a tangent bearing South 53° 16' East curving to the right with a radius of 730 feet through an angle of 11° 35' for a distance of 147.58 feet to the place of beginning.

(h) A right of way 40 feet in width, 20 feet on each side of the following described centerline:

BEGINNING at a point on the Northerly boundary of the above described right of way from which the Westerly end of course reading "South 87° 57' West 50.0 feet to a station" bears South 87° 57' West 25.0 feet distant; thence from said point of beginning North 2° 03' West 28.81 feet to a station; thence North 26° 54' East 141.43 feet to a station; thence North 55° 44' East 48.88 feet to a station; thence North 70°

14' East 73.93 feet to a station; thence North 63° 0' East 59.41 feet to a station; thence North 23° 56' East 85.54 feet to a station; thence North 6° 50' West 150.89 feet to feet to a station; thence North 30° 45' West 296.50 feet to a station; a station; thence North 30° 45' West 296.50 feet to a station; thence North thence North 24° 24' West 97.73 feet to a station; thence North 0° 55' East 95.31 feet to a station on the Southerly boundary of the right of way referred to as \*(c) \* above.

<u>Unifed Late</u>	es of America vis.		Unite NORTHERN			Court for
MEN SO SANT	DARNELL BARNETT		······: BOCKUTNO.	86-CF	R-183-C	
					ÖRDE	<b>R</b> A0 245 (9 52)
	In the presence of the attorney to the defendant appeared in person		*****	02		
COUNSEL	7	dowever the court advise coursel appointed by the counsel appointed by the coursel for the court advise the	d defendant of right to co- court and the defendant then I, appointed	unsel and asked v eupon <del>waive</del> d assi	whether defenda stance of counse	nt desired to have I.
	)		(Name of Cou	nseft	FI	LEI
PLEA	GUILTY, and the court bein there is a factual basis for t		NOLO CONTENDI	ERE, LIN	or GUILTY FEB	
	There being a finding/xxxxixixt of	NOT GUILTY	. Defendant is discharged	i	Jack C U.S. Di	. Silver, Cler STRICT COUR
PHOENG &	Defendant has been convicted as				le 18, U	.s.c.,
<b>MOCMENT</b>	§1708, as charged	in Count 2 of	the Indictmen	nt.		
SENTENCE OR PROBATION ORDER  CPECIAL COMBITIONS OF PROBATION	hereby suspended a period of Five (5)	IS ORDERED the defend years.  ORDERED that 621.69 to the Tulsa, Oklaho	at the imposit ant is placed the defendant FDIC, success	send convicted a convicted a c	nd ordered that:  curvictor  entence i  tion for  ake resti  terest to	is a itution
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of reverse side of this judgment be imposit any time during the probation per revoke probation for a violation occurr	sed. Post sont may cha dod or within a maximu	ige the conditions of proba minrobation period of tice	tion, seduce or ex	itend the period	of probation, and
COMMITMENT RECOMMEN- DATION	The court orders commitment to t	he custody of the Atto	ney General and recomm	a (	s ordered that the certified copy of d commitment to all or other qualifie	f this judgment o the U.S. Mar-
SIGNED BY	trict Judge		<i>1</i> . s			
LI USMa	ngistrate H. Dale Coo	alel	Pate Feb. 27, 1	.987		

11.

# UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

## FILED IN OPEN COURT

UNITED STATES OF AMERICA,	)	FEB 27 1987 Mark
Plaintiff,	ý	'Jack C. Silver, Clerk
vs.	j	'Jack C. Silver, Clerk U.S. DISTRICT COURT
DARNELL BARNETT,	)	
Defendant.	)	No. 86-CR-183-C

### MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss with prejudice Counts One, Three and Four against DARNELL BARNETT defendant.

LAYN R. PHILLIPS United States Attorney

Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment.

Jnited States District Sudge

Date: February 27, 1987

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United States	s of Am <del>e</del> rica vs.	•	United Sta	ues Di	strict Co	Ourt for
DEFENDANT	J. J. RAYMON	<del></del>	THE NORTHERN			LL_AMOHA
		D XXXXXXXXXXX	DOCKET NO —— L.	86-CR-1	EDE:	\$ 13 % A 13 % E 1.
	In the presence of the attorney for the defendant appeared in perso			MONTH 02	DAY 27	YEAR 87
COUNSEL	WITHOUT COUNSEL	However the court advised de coursel appointed by the court		nd asked wheth	ner defendant de	
	XX   WITH COUNSEL   Su		(Name of Counsel)		FI	
PLEA	GUILTY, and the court be	ing satisfied that L	_I NOLO CONTENDERE,	LI NOT (	_	
	There being a finding/værdict of	NOT GUILTY. De	fendant is discharged		U.S. DISTI	Silver, Clerk RICT COUR
FINISHME &	Defendant has been convicted a  Section 876 as cl	s charged of the offense(s) o	f having violate		e 18, U.S	S.C.,
	The court asked whether defendant was shown, or appeared to the countereby committed to the custody of	rt, the court adjudged the defe	indant guilty as charged and c	onvicted and c	ordered that: The	o the contrary e defendant is
SENTENCE OR PROBATION ORDER	Count 1 - Two (2)	years and \$50.0	O Special Asses	sment.		
SPECIAL CONDITIONS OF PROBATION	IT IS FURTHER ORD until 11:00 a.m. to present himsel that the defendan U.S. Marshal to a makes bond, other	on March 23, 198 f to the designa t post a \$20,000 dvise of designa	7 at which time ted institution .00 cash or sur	the def on the ety bond if defe	endant i condition l. endant	Ls
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special condition reverse side of this judgment be in at any time during the probation revoke probation for a violation occ	nposed. The Court may change period or within a maximum p	the conditions of probation, reprobation period of five years	educe or extend	d the period of p	probation, and
COMMITMENT RECOMMEN- DATION	The court orders commitment to Approved as to fo   Trank H. M.	rm: <u>Clastky</u>	y General and recommends	a certi and co	dered that the C fied copy of th immitment to th other qualified C	is judgment ne U.S. Mar-
SIGNED BY  XX U.S. Dis	Frank H. McCarthy	, AUSA				-
L U.S. Ma		BRETT	2-27-87			

DEFENDANT	MARTHA VIRGINIA MITCHELL	NORTHERN DESTRICES  DOCKET NO L 86	-CR-179-E
•	JUDGMENT AND PROBA	ATION/COMMITMEN	NT ORDER AO 245 (9.82)
	In the presence of the attorney for the governmen the defendant appeared in person on this date —	<u>t</u>	MONTH DAY YEAR 2 26 87
COUNSEL		t advised defendant of right to counsel and as by the court and the defendant thereupon waived	
20 (1) (0) (1)	WITH COUNSEL Ton Bruner, R	(Name of Counsel)	FILEI
PLEA	GUILTY, and the court being satisfied that there is a factual basis for the plea,	NOLO CONTENDERE,	LNOT GUILFEB 26 1907
	There being a finding/verdict of	iUILTY. Defendant is discharged Y.	Jack C. Silver, Clerk U.S. DISTRICT COURT
FINDING &	Defendant has been convicted as charged of the o  Section 1711, as charged in the	MANAGE AND	tle 18, U.S.C.,
Wyomen I		en e	
		$\label{eq:continuous_problem} \mathcal{L}_{ij} = \{ (i,j) \mid i \in \mathcal{I}_{ij} \mid i \in \mathcal{I}_{ij} \mid i \in \mathcal{I}_{ij} \}  \text{where}  \mathcal{L}_{ij} = \{ (i,j) \mid i \in \mathcal{I}_{ij} \} \}$	
	The court asked whether defendant had anything to say	y why judgment should not be pronounced. Bec	ause no sufficient cause to the contrar
OR	The court asked whether defendant had anything to say was shown, or appeared to the court, the court adjudg hereby committed to the custody of the attorney Ceneral.  The imposition of sentence is supprobation for a period of THERE	ed the defendant guilty as charged and conviction to the defendant guilty as charged and conviction to the defendant is	ted and ordered that: The defendant in the period of the second of the s
OR ROBATION	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the atterney Courts  The imposition of sentence is su	see the defendant guilty as charged and convict the defendant guilty as charged and convict the defendant is (3) YEARS from this date.	ted and ordered that: The defendant in the reference in t
OR ROBATION ORDER SPECIAL ONDITIONS	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the Attorney Ceneral Probation of sentence is supposition for a period of THERE	see the defendant guilty as charged and convict the defendant guilty as charged and convict the defendant is (3) YEARS from this date.	ted and ordered that: The defendant in the second s
OR ROBATION ORDER SPECIAL DIDITIONS OF	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the Attorney Ceneral Probation of sentence is supposition for a period of THERE	see the defendant guilty as charged and convict the defendant guilty as charged and convict the defendant is (3) YEARS from this date.	ted and ordered that: The defendant in t
OR ROBATION ORDER  SPECIAL ONDITIONS OF	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the Attorney Ceneral Probation of sentence is supposition for a period of THERE	see the defendant guilty as charged and convict the defendant guilty as charged and convict the defendant is (3) YEARS from this date.	ted and ordered that: The defendant in the second s
OR ROBATION ORDER  SPECIAL ONDITIONS OF ROBATION  DDITIONAL ONDITIONS OF	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the Attorney Ceneral Probation of sentence is supposition for a period of THERE	sed above, it is hereby ordered that the general ray change the conditions of probation, reduce naximum probation period of five years perm	hereby placed on  conditions of probation set out on the or extend the period of probation, and
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION OF PROBATION OF PROBATION	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the Attorney Ceneral Probation for a period of THREE IT IS FURTHER ORDERED that the distribution to the special conditions of probation importeverse side of this judgment be imposed. The Court mat any time during the probation period or within a material period	sed above, it is hereby ordered that the general and change the conditions of probation, reduce naximum probation period of five years permonent.	hereby placed on  conditions of probation set out on the or extend the period of probation, and
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION CONDITIONS OF PROBATION	was shown, or appeared to the court, the court adjudg hereby committed to the custody of the attorney Ceneral Probation for a period of THREE IT IS FURTHER ORDERED that the distribution to the special conditions of probation importeverse side of this judgment be imposed. The Court mat any time during the probation period or within an revoke probation for a violation occurring during the prolation recoverse.	sed above, it is hereby ordered that the general and change the conditions of probation, reduce naximum probation period of five years permonent.	conditions of probation set out on the or extend the period of probation, and itted by law, may issue a warrant and lt is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Mar-
SPECIAL CONDITIONS OF PROBATION	The imposition of sentence is su probation for a period of THREE  IT IS FURTHER ORDERED that the description of the court	sed above, it is hereby ordered that the general and change the conditions of probation, reduce naximum probation period of five years permonent.	conditions of probation set out on the or extend the period of probation, and itted by law, may issue a warrant and commitment to the U.S. Marshal or other qualified officer.

nited State	es of America vs.	United Stat	es District Court
EFENDANT		-NORTHERN -DISTRI	ICT OF OKLAHOMA
	•	OCKET NO.	86-CR-5-06-E
	JUDGMENT AND PROBATION/C	OMMITME	ENT ORDER AO 245 (9/
	In the presence of the attorney for the government the defendant appeared in person on this date		MONTH DAY YE
COUNSEL	WITHOUT COUNSEL  However the court advised defendant counsel appointed by the court and the	t of right to counsel and	asked whether defendant desired to 1
	WITH COUNSEL Brnest Bedford, Ct. Apptd		\\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
1,	L COURTY Labor of the control of		FILEI
PLEA	GUILTY, and the court being satisfied that there is a factual basis for the plea,	O CONTENDERE, L	FEB 26 1987
	There being a finding/verdict of	t is discharged	Jack C. Silver, Clerk U.S. DISTRICT COUR
FINDING &	Defendant has been convicted as charged of the offense(s) of	ving violated Ti f the Indictment	itle 11, U.S.C.,
			enter de la companya
SENTENCE OR ROBATION	The court asked whether defendant had anything to say why judgment sho was shown, or appeared to the court, the court adjudged the defendant g hereby committed to the custody of the Attorney General or his authorized re-	uilty as charged and conv	ricted and ordered that: The defendar
ORDER	IT IS FURTHER ORDERED that the defendant may time as the Parole Commission may determine Section 4205(b)(2).	become eligible as provided in T	for parole at such r. 18, U.S.C.,
SPECIAL	IT IS FURTHER ORDERED that the defendant pay	an assessment o	of \$50.00.
ONDITIONS OF ROBATION			
NUDA I IUR			
-,			
DDITIONAL ONDITIONS OF	In addition to the special conditions of probation imposed above, it is here reverse side of this judgment be imposed. The Court may change the condat any time during the probation period or within a maximum probation	litions of probation, reduc	ce or extend the period of probation.
ROBATION	revoke probation for a violation occurring during the probation period.	period of five years peri	mitted by law, may issue a warrant
MMITMENT COMMEN- DATION	The court orders commitment to the custody of the Attorney General	al and recommends,	It is ordered that the Clerk delive a certified copy of this judgmer and commitment to the U.S. Mai shal or other qualified officer.
ر			CERTIFIED AS A TRUE COPY ON
iNED BY	rict ludge	,	THIS DATE:
⊥ U.S. Mag			Ву

United State	s of America vs.	United St	tates Distr	ict Court for
DEFENDANT	CLIFFORD LAWRENCE WOLFE	NORTHERN DI	STRICT OF ( 86-CR-93-(	
	STEPARTOLEN STREET, SELECTION OF THE PROPERTY	<u>VACOMIMITAN</u>		ger.
	In the presence of the attorney for the government the defendant appeared in person on this date ————————————————————————————————————		MONTH 02	DAY YEAR 24 1987
COUNSEL		defendant of right to counsel rt and the defendant thereupon retained	waived assistance of c	op LED
PLEA		[Name of Counsel)		I- <b>OPEN COURT</b> -1 IEB 24 1987
	there is a rectual basis for the piece,			Jack C. Silver , U. S. District Cour
PINGING &	There being a finding/PEREX of Sultry.  Defendant has been convicted as charged of the offense(s).  \$841(a)(1) and Title 18, U.S.C.,  Counts 1 and 2 of the Indictment	of having violat , §1202(a)(1), A	ed Title 21	U.S.C.,
SENTENCE OR PROBATION ORDER	The court asked whether defendant had anything to say why judg was shown, or appeared to the court, the court adjudged the def hereby committed to the custody of the Attorney General or his aut  Count 1 - Seven (7) Years,  together with a Special Parole T  Count 2 - Two (2) Years, pu	endant guilty as charged and horized representative for impresentative for impresentative for Titerm of Four (4)	convicted and ordere isonment for a period of the 18, U.S. Years.	d that: The defendant is of
SPECIAL COMBITIONS OF PROBATION	to run concurrent with sentence IT IS FURTHER ORDERED that Assessment in the amount of \$50. of \$100.00.	imposed in Counthe defendant s	t 1. shall pay a	Special
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above reverse side of this judgment be imposed. The Court may change at any time during the probation period or within a maximum revoke probation for a violation occurring during the probation period.	the conditions of probation, probation period of five year	reduce or extend the	period of probation, and
COMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorne that the defendant be incarcerate where he will receive drug rehabi	ed in a facility	a certified of and commit	that the Clerk deliver copy of this judgment ment to the U.S. Mar- qualified officer.
SIGNED BY  U.S. Dist	H. Dale Cook	Feb. 24, 1987	<del></del>	• : ::

14.

nited States	of America vs. United	States District Count for
	NORTHERN	STRICT OF OKLAHOMA
EFENDANT	JUANETTA KAY WOLFE DOCKET NO	86-CR-93-02-C
	LIDGMENT AND PROBATION/COMMI	TMENT ORDER
	In the presence of the attorney for the government the defendant appeared in person on this date	02 24 1987
COUMBEL	However the court advised defendant of right to council appointed by the court and the defendant there	supon waived assistance of Church D
	X JUITH COUNSEL Jerry Truster, retained (Name of County)	N OPEN COURT
PLEA	GUILTY, and the court being satisfied that NOLO CONTENDE	
	There being a finding/WEXEXOF    NOT GUILTY. Defendant is discharged   X GUILTY.	Jack C. Silver Clerk, U. S. District Court
FINDING &	( A GUILTY.  Defendant has been convicted as charged of the offense(s) of having vic  > \$841(a)(1), as charged in the Indictment.	olated Title 21, U.S.C.,
SENTENCE OR PROBATION ORDER  SPECIAL CONDITIONS OF	The court asked whether defendant had anything to say why judgment should not be professed shown, or appeared to the court, the court adjudged the defendant guilty as charge hereby committed to the custody of the Attorney General or his authorized representative for the court and the custody of the Attorney General or his authorized representative for the court and the custody of the Attorney General or his authorized representative for the court and the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the custody of the Attorney General or his authorized representative for the Attorney General or his authorized repres	sylvante of sentence is deferred time the defendant shall signated by the Attorney
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above, it is hereby ordered the reverse side of this judgment be imposed. The Court may change the conditions of probat and time during the probation period or within a maximum probation period of five revoke probation for a violation occurring during the probation period.	ve years permitted by law, may issue a warrant and
COMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorney General and recom	It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Mar- shal or other qualified officer.
•	Hagistrate H. Dale Cook Date Feb. 24,	

or many wind in a 1990 Of Names

15.

# UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

	N OPEN COUR
UNITED STATES OF AMERICA,	)
Plaintiff,	j JAN 23 1986
,	Jack C. Silver, Clerk
vs.	U. S. DISTRICT COME
LARRY A. COULTER,	j
Defendant.	) ) No. 86-CR-159-B

### MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss with prejudice the Indictment against LARRY A. COULTER, defendant.

LAYN R. PHILLIPS United States Attorney

Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment.

United States District Judge

Date: 2-23-87

United State	es of America vs.	United States District Court for
DEFENDANT	>	DOCKET NO R6-CR-98-01-E
	JUDGMENT AND PROBATION/	COMMITMENT ORDER AO 245 (9:82)
	In the presence of the attorney for the government the defendant appeared in person on this date	MONTH DAY YEAR 2 23 87
COUNSEL		ant of right to counsel and asked whether defendant desired to have the defendant thereupon waived assistance of counsels.
· · · · ·	WITH COUNSEL   John Runfols and John	(Name of Counsel)
PLEA	GUILTY, and the court being satisfied that LNO there is a factual basis for the plea,	DLO CONTENDERE, LINGFEB 28 1987
	There being a finding/verdigt of Suitty. Defenda	Jack C. Silver, Clerk U.S. DISTRICT COURT
FINDING & JUDGMENT	Defendant has been convicted as charged of the offense(s) of h  Sections 963 and 843(b), as charged	naving wiolated Title 21, U.S.C.,
SENTENCE OR PROBATION ORDER		representative for imprisonment for a period of  each count, count 5 to run  atence imposed in count 1.  adant may become eligible for  maission determines as provided
SPECIAL CONDITIONS OF PROBATION	IT IS FURTHER ORDERED that the defen of TWO (2) YEARS.  IT IS FURTHER ORDERED that the execu 12:00 noon on March 4, 1987, at which designated institution.	ition of sentence is deferred until
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above, it is he reverse side of this judgment be imposed. The Court may change the collat any time during the probation period or within a maximum probation revoke probation for a violation occurring during the probation period.	onditions of probation, reduce or extend the period of probation, an
COMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorney Gene placement in a California FCI.	eral and recommends,  It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Mar- shal or other qualified officer.
SIGNED BY	, ,	CERTIFIED AS A TRUE COPY ON
U.S. Dist	trict Judge	1 (新典 の
U.S. Ma	JAMES C. ELLISON Date	By

United States of	America vs. United States District Court for
DEFENDANT	THE NORL AND DISTRICT OF OKLAHOMA
DEFENDANT	LARRY A. COULTER DOCKET NO. > 86-CR-159-BT
	JUDGMENT AND PROBATION/COMMITMENT ORDER AO 245 (6/74)
	In the presence of the attorney for the government the defendant appeared in person on this date — MONTH DAY YEAR 02 23 87
COUNSEL	WITHOUT COUNSEL  However the court advised defendant of right to counsel and asked whether defendant desired to have counsel appointed by the court and the defendant thereupon waived assistance of counsel.
	XXI WITH COUNSEL Bruce Hanley & Larry A _ Gullekson _ Retained Counsels _ [Name of counsel]
PLEA	there is a factual basis for the plea,
	There being a finding/yerdict of LXX GUILTY. Defendant is discharged  Jack C. Silver, Clerk U.S. DISTRICT COURT
	Defendant has been convicted as charged of the offense(s) of having violated Title 18, U.S.C.,
FINDING & (	Section 1461 as charged in the one count superseding information.
	The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contrary was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that: The defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of
SENTENCE OR Probation Order	Count 1 - Five (5) years on the condition that the Defendant be confined in a jail type or treatment institution for a period of Six (6) months, execution of remainder of sentence is suspended and the Defendant is placed on probation for a period of Fifty-four (54) months to commence upon release from confinement. Defendant to pay a Fine of \$5,000.00
SPECIAL CONDITIONS OF PROBATION	within a year and a \$50.00 Special Assessment is imposed.  Defendant to receive psychological counseling and treatment during the period of confinement and as directed by the U.S. Probation Office.  Further Ordered that the execution of sentence is deferred until
Induktion	11:00 a.m. on March 16, 1987, at which time the Defendant is to present himself to the designated institution
ADDITIONAL CONDITIONS OF PROBATION	for placement in an institution near his homein Minnesota (1860).  In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within a maximum probation period of five years permitted by law-may issue a warrant and revoke probation for a violation occurring during the probation period.
	The court orders commitment to the custody of the Attorney General and recommends,
COMMITMENT RECOMMEN DATION	Approved as to form:    Lit is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.
	Certified as a true copy or
SIGNED BY	This Date 2-23-87
U.S. Disti ليريجا	By: I Cleveland
U.S. Magi	Deputy
A IN The Control of	THOMAS R. BRETT

United State	s of America vs.		tates Distr		
DEFENDANT	Athena C. Montero Perry	NOTE: _n	District of		maı
MENDED	Noden and Andrews	<b>EGIMNI</b>	MENTEOR		
	In the presence of the attorney for the government the defendant appeared in person on this date ————————————————————————————————————		MONTH 2	DAY 20	YEAR 87
COUNSEL	WITHOUT COUNSEL However the cour: advised defend counsel appointed by the court and	the defendant thereupo			i to have
	X   WITH COUNSEL   Georgina B. Landman	(Name of Counsel)		<u>DDI</u>	ا – ر
PLEA	GUILTY, and the court being satisfied that there is a factual basis for the plea,	OLO CONTENDERE,	l—— No∓ É∰L	ÌY;  93/	
	There being a finding/ <b>XXXXXXXXXXX</b>	ant is discharged	1 & C.3 14. %	1 (my), (1 oc) , (24 (70 %)	Ć Ĵ
FINDING & JUDGMENT	Defendant has been convicted as charged of the offense(s) of he section 242, as charged in Count 1 o			3, U.S.C.	•
SENTENCE OR PROBATION ORDER	The court asked whether defendant had anything to say why judgment is was shown, or appeared to the court, the court adjudged the defendan XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	is suspendion for a point is prohibi	convicted and ordered www.www.www.www.www.www.www.www.www.ww	d that: <b>xxxxx</b> xx defendant cee (3) y	<b>кижк</b> t years
SPECIAL CONDITIONS OF PROBATION	in any field of law enforcement, eit period of probation, and defendant i for the period of probation.  IT IS FURTHER ORDERED THAT defendant	s to pursue	psychiatric	therapy	¥
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above, it is be solverse side of this judgment be imposed. The Court may change the cast any time during the probation period or within a maximum probation-to-voke probation for a wolation occurring during the probation benedictions.	onditions of probation	reduce or extend the p	period of probai	tion, and
COMMITMENT ACCOMMEN- OATION	The court orders commitment to the castody of the Attorney Con	eral and recommend	a certified c and committee	that the Clark oppositions and ment to the U.S. qualified orticer	gment Mar-
	l .				
SIGNED BY	trict judge				
LX USM		220 87			
	Date	2-20-87			

229,

## 44

# UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

Vs.

SAMUEL LORENZA WILLIAMS,

Defendant.

No. 86-CR-112-C

#### MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss with prejudice the Indictment against SAMUEL LORENZA WILLIAMS, defendant.

LAYN R. PHILLIPS United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment.

United States District Judge

Date:

United State	es of America vs.			United	States	Dist	rict U	ourt for
DEFENDANT						ERICT C		LEOMA
	MARVIN F. HOCKENSON			KET NO				Same to the same of the same
	JUDGMENT AND	PROBAT	ION/C	TIMMO	WEV	TOR	DER	AO-245 (9/82)
	In the presence of the attorney for the defendant appeared in person		,	··		момтн 02	DAY 19	YEAR 87
COUNSEL	L WITHOUT COUNSEL   F	lowever the court advi	ised defendant	of right to couns	ــا sel and ask			
e e	LXXI WITH COUNSEL L.Jim	ounsel appointed by the  H. Heslet.	•	-	i	assistance of	counsel.	
	)	·		(Name of Counse	l)	ROT GU	F	ח
PLEA	LXXJ GUILTY, and the court bein there is a factual basis for the		LNOIG	CONTENDER	E, <u></u>			D
	, ,	( NOT CHILL	IV Defendant	is discharged		FR 1	9 1987	
	There being a finding/verdict of	CIXX GUILTY.	T. Derendant	is discharged	Jo U.	ick C. Si S. DISTR	lver, Cle ICT COU	rk RT
FINDING &	Defendant has been convicted as o	charged of the offens	se(s) of nav	ing viol			, U.S.	C.,
JUDGMENT	Section 641 as cha	arged in the	one cou	nt Indic	tment.	•		•
	·							
	)							
SENTENCE OR	The court asked whether defendant howas shown, or appeared to the court, hereby committed to the custody of the	the court adjudged the Attorney Ceneral or h	e defendant gu is authorized rei XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	ilty as charged a presentative for in	nd convicte aprisonmen	ed and order	ed that: <u>東</u> 姆 名文	PARKAKKA
PROBATION ORDER	•	ion of sente on probation O Special As	for a p	period of				
		·			٠,			
SPECIAL CONDITIONS								
PROBATION								
ADDITIONAL CONDITIONS	In addition to the special conditions of reverse side of this judgment be impo	osed. The Court may ch	hange the cond	itions of probatio	in, reduce o	or extend the	e period of p	robation, and
OF PROBATION	at any time during the probation per revoke probation for a violation occurr			period of five y	ears permit	ted by law,	may issue a	a warrant and
COMMITMENT RECOMMEN- DATION	The court orders commitment to t Approved as to form		torney Genera	l and recomme	nds,	a certified and comm	d that the C copy of thi itment to the or qualified o	is judgment e U.S. Mar-
-	Ben F. Baker, AUSA	<u>.</u>				CERTIFIED	i	5
SIGNED BY	strict Judge					THIS DATE	2-19	-87
	lagistrate Springer	A.A.		···		By 8	E CHO	veland_ CLERK
	THOMAS R. I	BRETT	Date	2-19-87			· . ·	DEPUTY

United Stat	s of Junanica vs.	Cantes Lines District Court for
EFENDANT	RONALD COWANS	NORTHERN DISTRICT OF OKLAHOMA
	ZONO NE XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	
	In the presence of the attorney for the government the defendant appeared in person on this date	02 19 1987
COUMSEL		nt of right to counsel and asked whether defendant desired to have the defendant thereupon waived assistance of counsel.
	Sondra Fogley Housto	on, appointed [Manne of Counsel)
PLEA	GUILTY, and the court being satisfied that here is a factual basis for the plea,	DLO CONTENDERE, L.X.J. NOT GUILTY
		entis discharged, his bond exonerated, and the Indictment dismissed.
FRIDRIG &	********************************  > verdict of not guilty, of the offense	
SOSMENT	U.S.C., §111, as charged in the India	-
	/ 	معالم عاملاً في هو هو عام في التراثية عند من المعالية عند عن المعالية عند المعالية المعالية المعالية المعالية 
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ORDER		FILED
		FEB 1 9 1987
SPECIAL CONDITIONS OF PROBATION	Y	Jack C. Silver, Clerk U.S. DISTRICT COURT
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of propation imposed above, it is hell reverse side of this judgment be emposed. The Court may change the consist any time during the probation period or within a maximum probation revoke probation for a violation occurring during the probation period.	nditions of probation reduce or extend the period of probation, and
OMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorney Genel	It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.
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GNED BY	strict Judge	, )
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US Ma	ignituate	bruary 19, 1987

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Inited States	s of America vs.	The second of	PROCESS MATERIAL		District		3.63.
DECEMBANT		<del>-</del>	THE NORTH	- <del> </del>	TRICT OF		<u> </u>
DEFENDANT	KENNETH D. HAVICE		DOCKET NO	36	-CR-184-E	<u> </u>	
					IT ODDI		
	JUDGMENT AND PR	OBAII	ON/CERMA		ET ORDI	EK A024	45 (9/82)
	In the presence of the attorney for the gov the defendant appeared in person on this of	ernment date ————	e de la composition della comp			DAY 19	YEAR 87
COUNSEL	counsel ap	pointed by the	ed defendant of right to court and the defendant th	ereupon waived	ed whether defen assistance of coun	dant desired isel	l to have
	WX   WITH COUNSEL TOR E. F	Bruner,	Retained Coun	nunsel)'			
PLEA	GUILTY, and the court being satisfic there is a factual basis for the plea,	ed that	L NOLO CONTEN	DERE,	FI]	9 1987	
	(1	I NOT GUILTY	Y. Defendant is discharg	ed	. **	İA	
	There being a finding/verdict of	GUILTY.	.9		Jack C. Si U.S. DISTR	iver, Cle ICT COU	rk IRT
+	Defendant has been convicted as charged	of the offense	e(s) of having v	iolated			
JUDGMENT	Section 1709 as charge	ed in co	unts 2,3 5 4	of the I	ndictment	i <b>v</b> erĝ	4 -
	J. J.	/ B	and the state of t	or or state of	na windi sejeka		
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İ				Section of E	gert, arteget fest ver		
	The court asked whether defendant had anyth	ing to say why	judgment should not be pi	ronounced. Bec	ause no sufficient	cause to the	contrary
SENTENCE OR PROBATION ORDER	was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the	nt adjudged the \$\forall \forall \fora	judgment should not be pi e defendant guilty as char sakkwara kperaktive of sentence is for a period	ronounced. Becaged and convict to the suspendo of Four	ause no sufficient ted and ordered the warman terms of the control	ie Defe	endantys indan
OR PROBATION	was shown, or appeared to the court, the court was shown, or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court, the court was shown or appeared to the court wa	nt adjudged the \$\forall \forall \fora	judgment should not be pi e defendant guilty as char sakkwara kperaktive of sentence is for a period	ronounced. Becaged and convict to the suspendo of Four	ause no sufficient ted and ordered the warman terms of the control	ie Defe	endancys endan
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OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF	was shown, or appeared to the court, the counter of	rt adjudged the Control of Station of Statio	judgment should not be predefendant guilty as charge and the conditions of product is hereby ordered ange the conditions of product is period of the conditions of product is period of the conditions of product is period of the conditions of product is period of the conditions of product in the conditions of product is period of the conditions of product in the conditions of product in the conditions of product in the conditions of product in the conditions of product in the conditions of the c	suspend of Four ach county	ause no sufficient ted and ordered the wears (4) years	be Defe	endant;
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OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT RECOMMEN-	In addition to the special conditions of probat reverse side of this judgment be imposed. The at any time during the probation occurring during The court orders commitment to the custo Approved as to form:	tion imposed ale Court may che within a maxim	judgment should not be predefendant guilty as charge and worker epicements.  If sentence is for a period 50,00 as to entence is an accordance to the conditions of properties.	that the genera obation, reduce five years perm	ause no sufficient ted and ordered the wears (4) years	obation set of iod of probation at the Clerk by of this junt to the U.	out on the ation, and arrant and deliver degment S. Mar-
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT	In addition to the special conditions of probat reverse side of this judgment be imposed. The at any time during the probation occurring during the court orders commitment to the custo Approved as to form:	tion imposed ale Court may che within a maxim	judgment should not be predefendant guilty as charge and worker epicements.  If sentence is for a period 50,00 as to entence is an accordance to the conditions of properties.	that the genera obation, reduce five years perm	l conditions of processed by law, may	obation set of iod of probay issue a waat the Clerk oy, of this junt to the Ualified office	out on the ation, and urrant and deliver degment.
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OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT RECOMMENDATION  SIGNED BY	In addition to the special conditions of probat reverse side of this judgment be imposed. The at any time during the probation occurring during the court orders commitment to the custo Approved as to form:	tion imposed ale Court may che within a maxim	judgment should not be predefendant guilty as charge and worker epicements.  If sentence is for a period 50,00 as to entence is an accordance to the conditions of properties.	that the genera obation, reduce five years perm	l conditions of proof or extend the per itted by law, may committed by law, may committed commitme shal or other que	obation set of iod of probay issue a waat the Clerk oy, of this junt to the Ualified office	out on the ation, and deliver
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT RECOMMENDATION  SIGNED BY  XXX U.S. Dis	In addition to the special conditions of probat reverse side of this judgment be imposed. The at any time during the probation period or wrevoke probation for a violation occurring during the court orders commitment to the custo Approved as to form:  Bem F. Baker, AUSA	cion imposed alle Court may che vithin a maxim of the probation ody of the Att	judgment should not be predefendant guilty as charge and worker epicements.  If sentence is for a period 50,00 as to entence is an accordance to the conditions of properties.	that the genera obation, reduce five years perm	l conditions of proof or extend the per itted by law, may committed by law, may committed commitme shal or other que	obation set of iod of probay issue a waat the Clerk oy, of this junt to the Ualified office	out on the ation, and urrant and deliver deliver deliver deliver.

# UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,  Plaintiff,	) בו ביי ליי ליי ליי ליי ליי ליי ליי ליי ליי
vs.	Jack C. Space of
KENNETH D. HAVICE,	U. S. alstinoi
Defendant.	) No. 86-CR-184-B

#### MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss with prejudice Counts One, Five and Six of the Indictment against KENNETH D. HAVICE defendant.

LAYN R. PHILLIPS United States Attorney

Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Counts of the Indictment.

United States District Judge

- Date: 1-19- 87

United State	s of America vs.	United Sta	ates District Court for
	[ <u> </u>	THE NORT R	DISTRICT OF OKLAHOMA
DEFENDANT	GENE IRA WARREN	DOCKET NO.	86-CR-200-BT
	JUDGMENT AND PROBATION	N/COMMITM	ENT ORDER AO 245 (9 82:
	In the presence of the attorney for the government the defendant appeared in person on this date		02 18 87
COUNSEL		efendant of right to counsel ar and the defendant thereupon w	nd asked whether defendant desired to have valved assistance of counsel.
	(XX) WITH COUNSEL   Wesley Gibson, Ap	pointed Counsel (Name of Counsel)	
PLEA	there is a factual basis for the plea,	I NOLO CONTENDERE,	FEB 1 8 1987
	There being a finding/yeggint of LXXI GUILTY. De	fendant is discharged	Jack C. Silver, Clerk U.S. DISTRICT COURT
FINDING &	Defendant has been convicted as charged of the offense(s) o	f having violat	ted Title 18, U.S.C.,
JUDGMENT	Section 1702 as charged in the o	ne count indict	ment. "
·			
SENTENCE OR PROBATION ORDER	Count 1 - Imposition of sentence placed on probation for a Special Assessment or	r a period of Fo	
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	And the second of the second o		
SPECIAL CONDITIONS			
OF PROBATION:		20 - 1	and the second s
;	en en en en en en en en en en en en en e	. 11 1 3/11 1	en en en en en en en en en en en en en e
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above, reverse side of this judgment be imposed. The Court may change at any time during the probation period or within a maximum prevoke probation for a violation occurring during the probation period.	the conditions of probation, re robation period of five years	educe or extend the period of probation, and
COMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorney Approved as to form:	General and recommends	It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.
	Ben F. Baker, AUSA		CERTIFIED AS A TRUE COPY ON
SIGNED BY	trict Judge		- THIS DATE 2-18-87
U.S. Ma	MICHARD DO DOWNER	2-18-87	By_ () CLERK
	THOMAS R. EPERT	teZ=15=0/	YOUTU

	Transiste (AVS)	NORTHER	James Dis		
# FANT	JAMES F. LEWIS aka "Dusty"	DOCKETNO	86-CR-112	2-04-C	
		MACAMAMI	AMENTE O	PAS	
	on the presence of the attorney for the government the defendant appeared in person on this date	-	02	DAY 18	YEAR 1987
TASEL	WITHOUT COUNSEL However the court advised counsel appointed by the court				esired to have
	X WITH COUNSEL James Fransein,	retained (Name of Couns)	<del>d)</del>		
4.EA	GUILTY, and the court being satisfied that Some is a factual basis for the plea,	NOLO CONTENDER	RE, LINOT GE	JILTY	
STANG &	There being a finding *** There being a finding ** There being a finding *** There being a findi	of having viola		-	-
GFENCE R NGBATION ROER	The court asked whether defendant had anything to say why judg was shown, or appeared to the court, the court idjudged the defended committed to the custody of the Attorney Ceneral or his aut  Count 1 - Six and One-Half  Special Assessment in the amount  Count 3 - The imposition of the defendant is placed on probation commence upon the expiration together with a Special Assessme	endant guilty as charged chorized representative for (6 1/2) Years of \$50.00.  sentence is tion for a perof the sentence	and convicted and ord mprisonment for a perion, together whereby suspension of Five ce imposed in	ered that: The od of with a ended ar e (5) Ye in Count	e defendant is ad ears,
SPECIAL CONDITIONS	together with a spectar hoosoome			L E	D
PROBATION	√ <b>₹</b> ₽		FEB	1 8 1987	
ADDITIONAL CONDITIONS DE POBATION	In addition to the special conditions of probation imposed above reverse side of this judgment be imposed. The Court may change at any time during the probation period or within a maximum revoke probation for a violation occurring during the probation period.	the conditions of probati probation period of five v	the general conditions on, reduce or extend t	he period of p	JRTut on the probation, and
COMMITMENT COOMMEN- CATION	The court orders commitment to the custody of the Attorne that the defendant be incarcerat where he will receive drug rehab vocational training.	ed in an inst	itution certifie	red that the C d copy of thi mitment to the her qualified o	s judgment e U.S. Mar-
SGNED BY  X US DIS	2/1 ) a la land	Ephruary 18	1997		

27.

NORTHERN	District of	OKT.AHOMA	-
United States of Ame	erica ) Crimin ) )	nal No. <u>86-CR-38-B</u>	_
DEBBIE KAY ORR,	<b>,</b> .	Jack C.	ILE  Silver, Clerk TRICT COURT
ORD	ER FOR DISMISS.	<u>AL</u>	COURT
Pursuant to Rule 48(a)	) of the Federal Rule	es of Criminal Procedu	іге
and by leave of court endo	orsed hereon the Un	nited States Attorney	for
the Northern			
hereby dismisses the <u>fil</u>	ginal indictme ed 4/2/86, ndictment, informati	on, complaint)	nst
DEBBIE KAY ORR		defendant.	
Asst	ennell United State	Sulfa es Attorney	6
Leave of court is granted	for the filing of the	e foregoing diamissal	

Date: February P7, 1987

NORTHERN District of OKLAHOMA
United States of America  vs.  DEBBIE KAY ORR,  Criminal No. 86-CR-38-B  FILED
rited
FEB 1 7 1987
Jack C. Silver, Clerk U.S. DISTRICT COURT ORDER FOR DISMISSAL
Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure
and by leave of court endorsed hereon the United States Attorney for
the Northern District of Oklahoma  count of of the hereby dismisses the superseding indictment against
(indictment, information, complaint)  DEBBIE KAY ORR defendant.
Asst. United States Attorney
Leave of court is granted for the filing of the foregoing dismissal.
United States District Judge
Date: Lebruary 17 1987

NORTHERN	District of	OKLAHOMA				
United States of Ame	erica ) Crimin )	nal No. <u>86-CR-38</u>	<u>8−B</u>			
VS.	)					
JAMES DARRIEL O	RIR,		F]		E	D
	•		FE	B 1 7	1987	
		J. U.	ack C .S. Di	STRICT	r, Cle	∍rk JRT
ORD	ER FOR DISMISS					
Pursuant to Rule 48(a	) of the Federal Rule	es of Criminal Proce	dure			
and by leave of court endo	orsed hereon the Ur	nited States Attorne	y for			
the NORTHERN	_ District ofOF	KLAHOMA				
Co hereby dismisses thatSi	ounts 59 - 63 c perseding indi halcoment, informati	of the ictment filedag	ainst			
JAMES DARRIEL ORR,	· ·	defendant.				
	) <b>-</b> {}	<u>-</u>	1			
Ka	smalh	1:5m	De	2		
Asst.	. United State	s Attorney				

Leave of court is granted for the filing of the foregoing dismissal.

United States District Judge

Date: February 17, 1987

NORTHERN D	District of	OKT.AHOMA		
United States of America vs.  JAMES DARRIEL ORR,	) Criminal N ) ) )	No. <u>86-CR-38-B</u>	FEB 17  Jack C. Silv U.S. DISTRIC	1987 ver. Clerk
ORDER F Pursuant to Rule 48(a) of the	FOR DISMISSAL  he Federal Rules of	. Criminal Procedur	e	
and by leave of court endorsed				
	istrict of OKLAHO	•	'1	
originate origin	nal indictment 4/2/86 ment, information, c	complaint) agains defendant.	it .	
Leave of court is granted fort  Leave of court is granted fort  Leave of court is granted fort  Date: February 17, 198	CCCA JK United States Distr	The	7	

# UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	FFF 1 (1987
Plaintiff,	
vs.	)
KWAKU AHATSI,	)
Defendant.	) No. 86-CR-176-E

#### MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss with prejudice the Indictment filed November 6, 1986, against KWAKU AHATI, defendant.

LAYN R. PHILLIPS United States Attorney

Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment.

MUSILEE OF REAL PROPERTY.

United States District Judge

Date: February 11, 1987

ited States	of America vs.	•	tes District Court for
FENDANT	L PRDEO PLOS		RICT OF OKLAHOMA
	JUDGMENT AND PROBATION		V
	In the presence of the attorney for the government the defendant appeared in person on this date	-	MONTH DAY YEAR 2 4 87
COUNSEL		efendant of right to counsel and and the defendant thereupon wa	asked whether defendant desired to havived assistance of counsel.
	IX WITH COUNSEL   John Eunfoln and	John Dowdell Re (Name of Counsel)	tained
PLEA	there is a factual basis for the plea,	I NOLO CONTENDERE, L	FER 4 1987
	There being a finding/werdigt of LIL GUILTY. De	fendant is discharged	Jack C. Silver Clerk U.S. DISTRICT TOWN
INDING & UDGMENT	Defendant has been convicted as charged of the offense(s) o  Sections 963 and 843(b), as charg		
	en en en en en en en en en en en en en e	en en en en en en en en en en en en en e	
	The court asked whether defendant had anything to say why judgm was shown, or appeared to the court, the court adjudged the defe hereby committed to the custody of the Attorney General or his author	ndant guilty as charged and cor	nvicted and ordered that: The defendant i
OR ROBATION	COUNTS 1 & 5 - THREE (3) YEARS a  concurrently with		
ORDER	IT IS FURTHER ORDERED that the deparole at such time as the Parole pursuant to T. 18. U.S.C., Sec. 4	Commission dete	
SPECIAL ONDITIONS OF	IT IS FURTHER ORDERED that the enuntil 12:\$0 noon on March 4, 1987 report to designated institution.	, at which time	
ROBATION			
DDITIONAL ONDITIONS OF ROBATION	In addition to the special conditions of probation imposed above, reverse side of this judgment be imposed. The Court may change at any time during the probation period or within a maximum p reveke probation for a violation occurring during the probation period	the conditions of probation, red robation period of five years p	uce or extend the period of probation, an
MMITMENT ECOMMEN- DATION	The court orders commitment to the custody of the Attorney placement in a California FCI.	General and recommends,	It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Mar- shal or other qualified officer.
			CERTIFIED AS A TRUE COPY ON
U.S. Dist	rict Judge		THIS DATE
LLIS. Maj	JAMES O. ELLISON Date	e	By

# UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

FEB 4 1987

UNITED STATES OF	AMERICA,	)		Jack C. Silver, Clark U. S. DISTRICT COUR
Plainti	ff,	)		
vs.		)		
PEDRO RIOS,		)		
Defenda	nt.	)	No. 86-CR-98-E	2

## MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss with prejudice Counts Six and Seven of the Indictment against PEDRO RIOS, defendant.

LAYN R. PHILLIPS United States Attorney

Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested counts of the Indictment.

United States District Jud

Date: Feb. 4, 1987

United State	es of America vs.	United State	es District Court for
DEFENDANT	LONNIR C. SHATSWELL	· ·	FICT OF OKLAHOMA  6-CR-157-R
	JUDGMENT AND PROBATIC	N/COMMITME	NT ORDER AO 245 (9 'B2)
	In the presence of the attorney for the government the defendant appeared in person on this date	4	MONTH DAY YEAR 2 3 87
COUNSEL		defendant of right to counsel and urt and the defendant thereupon waiv	asked whether defendant desired to have ed assistance of counsel.
	X WITH COUNSEL   Robert Stubblef1	(Name of Counsel)	FILED
PLEA	GUILTY, and the court being satisfied that there is a factual basis for the plea,		NOT GUILTY FEB 3 - 1987
	There being a finding/verdict of LIGHTY. I	Defendant is discharged	Jack C. Silver, Clerk U.S. DISTRICT COULT
FINDING & JUDGMENT	Defendant has been convicted as charged of the offense(s)  Section 1623, as charged in Coun	of having violated t l of the Indictu	Title 18; W.SC., ent.
			etago saere o sucesta do en entre productivo. Por esta esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en esta Por esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en esta en e
SENTENCE OR PROBATION ORDER	The court asked whether defendant had anything to say why jud was shown, or appeared to the court, the court adjudged the de hereby committed to the custody of the Attorney Ceneral or his and is hereby placed on preference this date.	efendant guilty as charged and conv thorized epresentative for inversions caree is suspended	icted and ordered that: I was so says is well and ordered that: I was so says is well and the defendant
SPECIAL CONDITIONS OF	IT IS FURTHER ORDERED that the d treatment program as approved by is to pay \$50.00 assessment.		
PROBATION			
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above reverse side of this judgment be imposed. The Court may chang at any time during the probation period or within a maximum revoke probation for a violation occurring during the probation period.	e the conditions of probation, reduce probation period of five years per-	e or extend the period of probation, and
COMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorn	ey General and recommends,	It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Mar- shal or other qualified officer.
	J		CERTIFIED AS A TRUE COPY ON
SIGNED BY U.S. Dis	trict Judge	•	THIS DATE
U.S. Ma	TAMES OF RELETION	Date 2-3-87	By

#### UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

FEB 5 1987

Jose C. Silver, Clark H & SIGNALIT LOURS

UNITED	STATES OF AMERICA,	)	
	Plaintiff,	)	
vs.		) }	
LONNIE	C. SHATSWELL,	)	
	Defendant.	) No.	86-CR-157-E

# MOTION AND ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss, with prejudice, Count Two of the Indictment in this case against Lonnie C. Shatswell, defendant.

Leave of court is granted for the filing of the foregoing motion for dismissal and the Court hereby orders dismissal of the requested counts of the Indictment.

JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

Date: January 3, 1987